

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.) Cause No. 1:20-cr-0181-JMS-KMB
)
BRIAN DANFORD,) - 01
)
Defendant.)

REPORT AND RECOMMENDATION

On July 14, 2025, the Court held a hearing on the Petition for Warrant or Summons for Offender Under Supervision filed on June 18, 2025. Defendant Danford appeared in person with his appointed counsel Sam Ansell. The government appeared by Patrick Gibson, Assistant United States Attorney. U. S. Parole and Probation appeared by Officer Tasha Taylor.

The Court conducted the following procedures in accordance with Fed. R. Crim. P. 32.1(a)(1) and 18 U.S.C. § 3583:

1. The Court advised Defendant Danford of his rights and provided him with a copy of the petition. Defendant Danford orally waived his right to a preliminary hearing.

2. After being placed under oath, Defendant Danford admitted violation 1. [Docket No. 53.] Government orally moved to withdraw the remaining violations, which motion was granted by the Court; violation 2 and 3 dismissed.

3. The allegation to which Defendant admitted, as fully set forth in the petition, is:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
1	“You shall not use or possess any controlled substances prohibited by applicable state or federal law, unless authorized to do so by a valid prescription from a licensed medical practitioner. You shall follow the prescription instructions regarding frequency and dosage.”

As previously reported to the Court, on July 30, 2024, January 31, 2025, and March 27, 2025, Mr. Danford submitted urinalyses which tested positive for marijuana.

On May 20, 2025, Mr. Danford submitted a urinalysis which subsequently confirmed positive for cocaine.

4. The parties stipulated that:

- (a) The highest grade of violation is a Grade B violation.
- (b) Defendant's criminal history category is II.
- (c) The range of imprisonment applicable upon revocation of supervised release, therefore, is 6 to 12 months' imprisonment.

5. The parties jointly recommended a sentence of 10 months with no supervised release to follow. Defendant requested placement at FMC Lexington.

The Magistrate Judge, having considered the relevant factors in 18 U.S.C. § 3553(a), *see* 18 U.S.C. § 3583(e) and as more fully set forth on the record, finds that the Defendant violated the conditions in the petition, that his supervised release should be revoked, and that he should be sentenced to the custody of the Attorney General or his designee for a period of 10 months with no supervised release to follow. The Defendant is to be taken into custody immediately pending the District Judge's action on this Report and Recommendation.

The parties are hereby notified that the District Judge may reconsider any matter assigned to a Magistrate Judge. The parties waived the fourteen-day period to object to the Report and Recommendation.

Date: 7/15/2025

7-13L

Tim A. Baker
United States Magistrate Judge
Southern District of Indiana

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